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Attorney for Plaintiffs

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

BRICKLAYERS AND ALLIED CRAFTWORKERS)	CASE NO.: CV 09-1589 CW
LOCAL UNION NO. 3, AFL-CIO;)	
TRUSTEES OF THE NORTHERN CALIFORNIA)	STIPULATION FOR
TILE INDUSTRY PENSION TRUST; TRUSTEES)	DISMISSAL WITH PREJUDICE
OF THE NORTHERN CALIFORNIA TILE)	OF DEFENDANTS AMERICAN
INDUSTRY HEALTH AND WELFARE TRUST FUND;)	CONTRACTORS INDEMNITY
TRUSTEES OF THE NORTHERN CALIFORNIA)	COMPANY AND SURETY
TILE INDUSTRY APPRENTICESHIP AND)	COMPANY OF THE PACIFIC;
TRAINING TRUST FUND; TILE INDUSTRY)	ORDER THEREON
PROMOTION FUND OF NORTHERN CALIFORNIA,)	
INC., a not-for-profit California)	
corporation; TILE EMPLOYERS CONTRACT)	
ADMINISTRATION FUND; TRUSTEES OF THE)	
INTERNATIONAL UNION OF BRICKLAYERS AND)	
ALLIED CRAFTWORKERS PENSION FUND,)	

Plaintiffs,

vs.

JOHN LONEY PALOMINO, as an individual
 and doing business as "L R F Resinous
 Flooring"; AMERICAN CONTRACTORS
 INDEMNITY COMPANY, a California
 corporation; SURETY COMPANY OF THE
 PACIFIC, a California corporation,

Defendants.

Pursuant to FRCivP 41(a)(ii), the undersigned parties
 through their counsel of record hereby stipulate to and request
 the dismissal, with prejudice, of defendants AMERICAN CONTRACTORS
 INDEMNITY COMPANY and SURETY COMPANY OF THE PACIFIC from this

1 action. The parties further agree that each side will bear its
2 own costs resulting from this dismissal.

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4 Dated: November 3, 2009

KATZENBACH AND KHTIKIAN

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6 /s/ Kimberly A. Hancock
7 KIMBERLY A. HANCOCK
8 Attorney for Plaintiffs

9 Dated: November 3, 2009


LANAK & HANNA, P.C

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13 ROBERT STROJ
14 Attorneys for Defendants
15 AMERICAN CONTRACTORS INDEMNITY
16 COMPANY and SURETY COMPANY OF
17 THE PACIFIC

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19 IT IS SO ORDERED.

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21 11/4/09

22 Dated: _____

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24 The Honorable Claudia Wilken
25 UNITED STATES DISTRICT COURT JUDGE
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